

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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WESTERN WATERPROOFING COMPANY,  
INC. D/B/A WESTERN SPECIALTY  
CONTRACTORS,

Plaintiff,

-against-

20 CIVIL 3199 (CM)  
Related case 19 cv 6386

**JUDGMENT**

ZURICH AMERICAN INSURANCE COMPANY,  
ALLIED WORLD SPECIALTY INSURANCE  
COMPANY AND ALLIED WORLD ASSURANCE  
COMPANY (U.S.) INC., BDG GOTHAM  
RESIDENTIAL, LLC AND ZDG, LLC,

Defendants.

STARR INDEMNITY & LIABILITY  
COMPANY, NAVIGATORS INSURANCE  
COMPANY, PHILADELPHIA INDEMNITY  
INSURANCE COMPANY, MARKEL  
AMERICAN INSURANCE COMPANY,  
BERKLEY INSURANCE COMPANY,

Intervening Defendants.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Memo Endorsed Order dated June 6, 2022, as all parties agree that the requested relief should be granted (or at least do not oppose same), the motion is granted and judgment is entered in favor of Defendants ALLIED WORLD ASSURANCE COMPANY U.S. (AWAC) dismissing counts V and VI of the First Amended Complaint.

**Dated:** New York, New York

June 7, 2022

**RUBY J. KRAJICK**

**BY:**

\_\_\_\_\_  
**Clerk of Court**

*K. mango*

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**Deputy Clerk**